

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

United States Courts  
Southern District of Texas  
FILED

OCT 23 2003

6

Michael A. Milby, Clerk

In Re ENRON CORPORATION SECURITIES LITIGATION

§ CIVIL ACTION NO.: H-01-3624  
§ (Consolidated)

This Document Relates To:

MARK NEWBY, et al.,  
Plaintiffs,

vs.

ENRON CORP., et al.,  
Defendants.

§ CLASS ACTION

THE REGENTS OF THE UNIVERSITY OF CALIFORNIA, et al.,  
Plaintiffs,

vs.

KENNETH L. LAY., et al.,  
Defendants.

WASHINGTON STATE INVESTMENT BOARD and EMPLOYER-  
TEAMSTERS LOCAL NOS. 175 and 505 PENSION TRUST FUND,  
et al.,

Plaintiffs,

vs.

KENNETH L. LAY., et al.,  
Defendants.

PAMELA M. TITTLE, et al.,  
Plaintiffs,

vs.

ENRON CORP., an Oregon corporation., et al.,  
Defendants.

**MOTION TO INTERVENE BY SETTLEMENT CLASS MEMBERS RINIS  
TRAVEL SERVICE, INC. PROFIT SHARING TRUST U.A. 6-1-1989 and  
MICHAEL J. RINIS, IRRA FOR THE PURPOSE OF OBJECTING  
TO THE PROPOSED PARTIAL SETTLEMENT**

Settlement Class Members RINIS TRAVEL SERVICE, INC. PROFIT SHARING TRUST  
U.A. 6-1-1989 and MICHAEL J. RINIS, IRRA, (hereinafter "RINIS") by and through their  
undersigned counsel of record, hereby request that they be permitted to intervene for the purpose of

mt  
1786

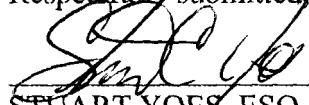
objecting to the proposed partial settlement set forth in the Stipulation of Partial Settlement and Addenda Nos. 1 and 2 thereto, dated as of August 29, 2003 (the "Stipulation of Partial Settlement").

As grounds for said motion, RINIS shows unto the court the following:

1. The Objecting Class Members have filed Objections.
2. In order to preserve their rights, including their right to appeal any adverse ruling by the Court on the merits of their Objections and for the reasons set forth in the accompanying Memorandum of Law, the Objecting Class Members request that they be permitted to intervene in this action pursuant to Rule 24 of the Federal Rule of Civil Procedure.
3. The Objecting Class Members satisfy the requirements for intervention as shown in the accompanying Memorandum of Law In Support of the Motion.
4. Counsel for Objecting Class Members has conferred with respondents, and counsel cannot agree about the disposition of the motion.
5. The Objecting Class Members are filing this Motion pursuant to the Court's Order directing that all objectors do so.

DATED this 21<sup>st</sup> day of October, 2003.

Respectfully submitted,



STUART YOES, ESQ.

The Yoes Law Firm, LLP

Texas Bar No.: 00798605

Community Bank Building

3535 Calder Avenue, Suite 235

Beaumont, TX 77726-7584

Telephone: (409) 833-2352

Facsimile: (409) 838-5577

Frank H. Tomlinson, Esq.  
Pritchard, McCall & Jones, LLC  
Alabama Bar No. ASB-7042-T66F  
505 N. 20<sup>th</sup> Street, Suite 800  
Birmingham, AL 35203  
Telephone: (205) 328-9190  
Facsimile: (205) 458-0035

Edward W. Cochran, Esq.  
Ohio Bar No. 0032942  
2872 Broxton Road  
Shaker Heights OH 44120  
Telephone: (216) 751-5546  
Facsimile: (216) 751-6630

N. Albert Bacharach Jr., Esq.  
Florida Bar No.: 209783  
115 N.E. Sixth Ave.  
Gainesville FL 32601-6592  
Telephone: (352) 378-9859  
Facsimile: (352) 338-1858

Paul S. Rothstein, Esq.  
Florida Bar No. 310123  
626 N.E. First Street  
Gainesville, FL 32601  
Telephone: (352) 376-7650  
Facsimile: (352) 374-7133

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that the original of the foregoing document was served by Federal Express Delivery this 22 day of October, 2003 to:

Clerk of the United States District Court  
Southern District of Texas, Houston Division  
Bob Casey United States Courthouse  
515 Rusk Avenue  
Houston TX 77002

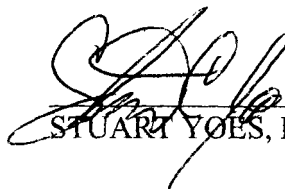
and copies of the same were sent this 22 day of October, 2003 via U.S. Mail to:

### **Plaintiff's Settlement Counsel:**

William S. Lerach	Steve W. Berman	Lynn Lincoln Sarko
Keith F. Park	Clyde A. Platt	Britt L. Tingle
MILBERG WEISS BERSHAD	HAGENS BERMAN LLP	KELLER ROHRBACK LLP
HYNES & LERACH, LLP	1301 Fifth Avenue	1201 Third Avenue
401 B Street, Suite 1700	Suite 2900	Suite 3200
San Diego CA 92101-4297	Seattle WA 98101	Seattle WA 98101-3052

### **Counsel for AWSC:**

William F. Lloyd	William E. Matthews
SIDLEY AUSTIN BROWN &	GARDERE WYNNE SEWELL LLP
WOOD	1000 Louisiana
Bank One Plaza	Suite 3400
10 South Dearborn Street	Houston TX 77002-5007
Chicago IL 60603	

  
STUART YOELS, ESQ.